

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKIN RE ELEVATOR ANTITRUST  
LITIGATION

Master Docket No. 1:04 CV 01178 (TPG)

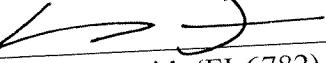
STIPULATION TO EXTEND TIME TO  
ANSWER OR OTHERWISE MOVE

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for the parties herein that the time in which defendants United Technologies Corporation, Otis Elevator Company, Kone Corporation, Kone Inc., Schindler Holding Ltd., Schindler Elevator Corporation, ThyssenKrupp AG, ThyssenKrupp Elevator Corporation, and Thyssen Elevator Capital Corporation shall appear, answer, move, or otherwise respond to the above-captioned action be, and the same hereby is, extended to and including January 17, 2005.

It is further agreed that this stipulation shall not have the effect of making any defendant a party to an action in which it has not been named, served, or added in accordance with the Federal Rules of Civil Procedure. It is also agreed that, by signing this stipulation, the parties have not waived their rights with respect to any potential issue in this litigation, including, but not limited to, the assertion of jurisdictional defenses either by motion or otherwise. The moving defendants have authorized undersigned counsel for United Technologies Corporation and Otis Elevator Company to sign this stipulation on their behalf.

Dated: New York, New York  
December 14, 2004

WOLF HALDENSTEIN ADLER FREEMAN &  
HERZ LLP

By: 

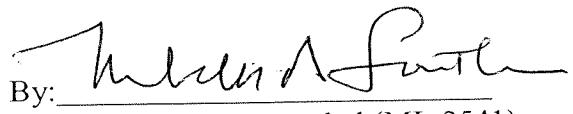
Fred T. Isquith (FI-6782)  
Mary Jane Fait  
270 Madison Avenue  
New York, New York 10016  
Telephone: (212) 545-4600  
Telecopier: (212) 686-0114

and

William S. Lerach  
Mark Solomon  
Bonny E. Sweeney  
William J. Doyle, II  
David W. Mitchell  
Christopher Burke  
Lerach, Coughlin, Stoia, Geller, Rudman &  
Robbins LLP  
401 B Street, Suite 1700  
San Diego, California 92101  
Telephone: (619) 231-1058  
Telecopier: (619) 231-7423

*Attorneys for Plaintiffs  
In re Elevator Antitrust Litigation*

CLEARY, GOTTLIEB, STEEN & HAMILTON

By: 

Mitchell A. Lowenthal (ML-2541)  
One Liberty Plaza  
New York, New York 10006  
Telephone: (212) 225-2000  
Telecopier: (212) 225-3999

and

Mark Leddy  
Patricia M. McDermott  
2000 Pennsylvania Avenue, N.W.  
Washington, D.C. 20006  
Telephone: (202) 974-1500  
Telecopier: (202) 974-1999

*Attorneys for Defendants  
United Technologies Corporation and  
Otis Elevator Company*

Michael Evan Jaffe  
Gerald Zingone  
Thelen Reid & Priest LLP  
701 Pennsylvania Avenue, N.W.  
Suite 800  
Washington, D.C. 20004  
Telephone: (202) 508-4000  
Telecopier: (202) 508-4321

*Attorneys for Defendants  
Kone Corporation and  
Kone Inc.*

Kenneth M. Kramer  
Jerome S. Fortinsky  
Shearman & Sterling LLP  
599 Lexington Avenue  
New York, New York 10022  
Telephone: (212) 848-4000  
Telecopier: (212) 848-7179

*Attorneys for Defendants  
Schindler Elevator Corporation and  
Schindler Holding Ltd.*

Terry Myers  
Anthony A. Dean  
Thomas R. Valen  
Gibbons, Del Deo, Dolan, Griffinger &  
Vecchione, P.C.  
One Pennsylvania Plaza, 37<sup>th</sup> Floor  
New York, New York 10119  
Telephone: (212) 649-4700  
Telecopier: (202) 333-5980

*Attorneys for Defendant  
ThyssenKrupp AG*

A. Paul Victor  
Scott Martin  
Christopher V. Roberts  
Weil, Gotshal & Manges LLP  
767 Fifth Avenue  
New York, New York 10153  
Telephone: (212) 310-8000  
Telecopier: (212) 310-8007

*Attorneys for Defendants  
Thyssen Elevator Capital Corporation and  
ThyssenKrupp Elevator Corporation*

SO ORDERED:

Date: \_\_\_\_\_

\_\_\_\_\_  
United States District Judge